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**FILED**

JUL 26 2005

RICHARD W. WILSON  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 UNITED STATES OF AMERICA,  
9 Plaintiff,

10 v.

11 JEFFREY STUMP,  
12 Defendant.

) No. CR 05-453-MJJ (EMC)

) STIPULATION AND ~~PROPOSED~~  
) ORDER CONTINUING DATE FOR  
) IDENTIFICATION OF COUNSEL TO  
) NEW DATE IN DIFFERENT  
) COURTHOUSE

) Date: July 28, 2005

) Time: 9:30 a.m.

) Court: Hon. Edward M. Chen  
U.S. Magistrate Judge

16 The parties jointly request that the hearing currently set for Thursday, July 28, at 9:30 a.m.  
17 before Magistrate Chen for identification of counsel be re-scheduled for Friday, July 29, 2005 at  
18 10:00 a.m. before Magistrate Wayne D. Brazil in Oakland. The parties make this request because  
19 the above-captioned matter is an Oakland venue case. The matter was set on Magistrate Chen's  
20 calendar in San Francisco while Magistrate Brazil was temporarily unavailable. Magistrate  
21 Brazil's clerk has confirmed that he will be available on Friday, July 29, 2005, to hear this matter  
22 in Oakland. Moving the hearing to Oakland will enable both counsel for the government and  
23 counsel for the defendant to be present, whereas maintaining the current hearing date in San  
24 Francisco would mean neither the Assistant U.S. Attorney prosecuting this case nor the Assistant  
25 Federal Defender appointed to represent Mr. Stump could be present. Mr. Stump is out of  
26 custody and has no objection to the proposed change in date and location. This request does not

1 require an exclusion of time under the Speedy Trial Act.

2 For the reasons set forth above, the parties stipulate and agree that the hearing currently set  
3 for Thursday, July 28, at 9:30 a.m. before Magistrate Chen for identification of counsel be re-  
4 scheduled for Friday, July 29, 2005 at 10:00 a.m. before Magistrate Wayne D. Brazil in Oakland.

5 SO STIPULATED.

6 Dated: July 26, 2005

7 /S/

HILARY A. FOX

Attorney for Defendant Jeffrey Stump

8 SO STIPULATED.

9  
10 Dated: July 26, 2005

11 /S/

CANDICE JAN

Assistant United States Attorney

12  
13  
14 SIGNATURE ATTESTATION

15 I hereby attest that I have on file all holograph signatures indicated by a "conformed"  
16 signature /S/ within this efiled document.

17  
18 ORDER

19 Good cause appearing therefore, and pursuant to the stipulation of the parties, it is hereby  
20 ORDERED that the hearing currently set for Thursday, July 28, 2005, at 9:30 a.m. before  
21 Magistrate Chen for identification of counsel is re-scheduled for Friday, July 29, 2005 at 10:00  
22 a.m. before Magistrate Wayne D. Brazil in the Federal Courthouse, 1301 Clay Street, Oakland,  
23 California.

24 IT IS SO ORDERED.

25 Dated: July 26, 2005

26 

EDWARD M. CHEN

United States Magistrate Judge